IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY FIFTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 20430 of 2000

Between:

D Venkata Ramana Kumar S/o Late D V Krishna
aged 37 yrs, Man Mazdoor (Chemist), KTPS,
Paloncha, khammam District.

....PETITIONER

AND

1 The A.P. GENCO, Rep. by its Chairman & Managing
Director Vidyuth Soudha, Hyderabad

2 The A.P.Genco, rep. by its General Manager,(Adm)
GENCO Vidyuth Soudha, Hyderabad

3 The A.P.Genco, rep. by its Chief Engineer, O & M,
KTPS, A.P. GENCO Paloncha, Khammam District

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, Order or direction more particularly one in the nature of Writ of Mandamus declaring the Impugned action of the respondents in not considering the case of the petitioner for relaxation of qualification prescribed to the post of Chemist notified vide notification R.O. No. 91/2000 published on 27/6/2000 in spite of specific recommendatory remarks by the 3rd Respondent as highly illegal arbitrary and violative of Art. 14 of the Constitution of India and also contrary to the regulations of the Board and consequently direct the respondents to consider the candidature of the petitioner for the post of Chemist notified vide notification No. 91/2000 published

on 27/6/2000 by giving relaxation as per the rule 41 (Part-2) and pass such other order or orders in the interest of justice.

Counsel for the Petitioner: MR.G.V.SHIVAJI

Counsel for the Respondents: SMT.K.SESHARAJYAM, STANDING COUNSEL FOR APGENCO

The Court made the following:

ORDER

Heard both sides and at their request, the main Writ Petition itself is taken up for disposal.

The petitioner's grievance both in the main writ petition and also in the interim application is the action of the respondents in not considering the case of the petitioner for relaxation of qualifications prescribed to the post of Chemist vide notification in R.O.No.91/2000, dated 27-06-2000 in spite of the recommendations made by the 3rd respondent as illegal.

It is now pointed out in the affidavit filed in support of the interim application that in the similar circumstances the case of Mr. G.Rama Rao was also considered. In view of the same, it is not necessary to go into the merits of the case. It would suffice in the interest of justice to direct the respondents to consider the petitioner's case.

Accordingly, the Writ Petition is disposed of directing the respondents to consider the case of the petitioner for such relaxation in terms of the rules and regulations and also on par with the other similarly placed person. The respondents shall complete the entire process within a period of two months from the date of receipt of a copy of this order. No costs.

25-02-2005.

Hsd

Asst. Registrar

To

1 The Chairman & Managing Director,
A.P. GENCO, Vidyuth Soudha, Hyderabad

2 The General Manager,(Adm) APGENCO
Vidyuth Soudha, Hyderabad

3 The Chief Engineer, O & M, KTPS, A.P.
GENCO Paloncha, Khammam District

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